NOV - 7 2003

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Paper Number 9/10

In re application of

Lannie Bolde : DECISION

Serial No: 09/756,832 : ON

Filed: January 9, 2001 : PETITION

For: KNOWN GOOD DIE REMOVAL METHOD AND
APPARATUS

This is a decision on the PETITION TO WITHDRAW HOLDING OF ABANDONMENT, filed June 19, 2003, for failure to respond to the Notice of Non-Compliant Amendment mailed September 4, 2002.

DECISION

Since petitioner asserts that the Notice was never received by Petitioner, and hence is accepted a petition under 37 C.F.R. 1.181 (no fee). A review of the petitioner's evidence provided with the instant petition indicates that the request has merit and is evaluated under the procedures regarding an acceptable showing of non-receipt of an office action. See MPEP 711.03(c)(II).

The evidence provided includes a statement by the petitioner that the Notice of Non-Compliant Amendment was not received, a statement that a search of the file and docket records was made, and a statement that the search revealed these papers were not received. Also provided is a copy of the attorney's application docket records where the letter would have been posted had it been timely received. Additionally, it is noted that the Change of Address submitted June 28, 2002 was never properly entered.

In light of this evidence, the abandonment is hereby withdrawn, and the application is returned to pending status. The application shall be forwarded to the LIE for prompt entry of the change of address and remailing of the Notice of Non-Compliant Amendment and restarting of the period of response from the remail date thereof.

The Petition is **GRANTED**.

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